

FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

FILE

AUG 11 2004

OFFICE OF
MANAGING DIRECTOR

Rodney L. Joyce, Esq.
Joyce & Associates
10 Laurel Parkway
Chevy Chase, MD 20815

Re: Network Access Solutions Corporation
Regulatory Fees for FYs 2000, 2001, and 2002
Fee Control No. 0109248835388003

Dear Mr. Joyce:

This letter responds to your request (dated April 2, 2004) submitted on behalf of Network Access Solutions Corporation (NAS) for waiver of the regulatory fees for fiscal years (FYs) 2000, 2001, and 2002. Our records reflect that NAS paid the \$304.00 and \$4,223.00 regulatory fees for FYs 2000 and 2001, respectively. Our records reflect that NAS did not pay a regulatory fee for FY 2002.

You assert that NAS suffered financial hardship during FYs 2000 and 2001. In support, you submit a document entitled "Network Access Solutions Corporation Statements of Operations and Other Comprehensive Loss" for calendar years 1999, 2000, and 2001, as well as an untitled table reflecting NAS's total revenues, operating expenses (less depreciation, amortization and cash payments to officers, director, and shareholders), and net negative cash flow for calendar years 1999, 2000, and 2001. Your request for refund of the FYs 2000 and 2001 regulatory fees was not filed with the Commission until long after the close of the fiscal years in question and, accordingly, does not provide a basis for relief or otherwise warrant any further consideration. We therefore deny your request for a refund of the regulatory fees for FYs 2000 and 2001.¹

With respect to the FY 2002 regulatory fee, you state that on June 4, 2002, NAS filed for Chapter 11 bankruptcy in the United States Bankruptcy Court of the District of Delaware (Bankruptcy Court). In support, you submit a copy of NAS's Chapter 11 bankruptcy petition, dated June 4, 2002. You state that NAS "ceased providing telecommunications service altogether in January of [2003.]" Our records reflect that NAS did not pay a regulatory fee for FY 2002 and you provide no evidence that NAS did so. You advised Commission staff that NAS has no payment records available to support NAS's statement that it paid the FY 2002 regulatory fee because the company is no longer in business and

¹ See Letter from Mark A. Reger, Chief Financial Officer, Office of Managing Director, FCC, to C. Michael Curry (dated Aug. 27, 2002) (denying untimely request for regulatory fee relief for FYs 1997, 1998, and 1999, because the request was filed on March 14, 2002, "long after the fiscal years in question").

is in bankruptcy. Given the lack of evidence that NAS paid the FY 2002 regulatory fee, we deny your request for a refund of the regulatory fee.

The information you currently submit, however, as well as information previously submitted, reflects that NAS was in bankruptcy at the time that the FY 2002 regulatory fee was due.² Therefore, on our own motion, we waive the FY 2002 regulatory fee for NAS.³

In summary, we deny your request for a refund of the regulatory fees for FYs 2000, 2001, and 2002. On our own motion, we waive the FY 2002 regulatory fee for NAS. If you have any questions concerning this letter, please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark A. Reger
Chief Financial Officer

² See Letter from Mark A. Reger, Chief Financial Officer, Office of Managing Director, FCC, to Rodney L. Joyce, Esq. (dated June 7, 2004) (based upon evidence that NAS filed for Chapter 11 bankruptcy on June 4, 2002, and remained in Chapter 11 bankruptcy on the date that the FY 2003 regulatory fee was due (i.e., September 25, 2003), the Office of Managing Director grants NAS's request for a waiver of the FY 2003 regulatory fee and the associated late charge penalty).

³ See *Implementation of Section 9 of the Communications Act*, 10 FCC Rcd 12759, 12762 (1995) (the Commission has determined that it will waive regulatory fees for licensees whose stations are bankrupt or are in receivership).

0109248835388003

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LAW OFFICES

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JOYCE & ASSOCIATES

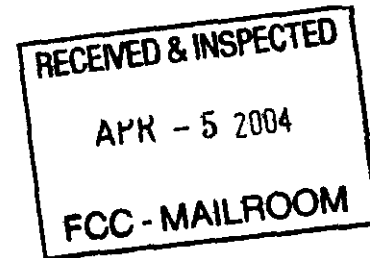
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10 Laurel Parkway
Chevy Chase, MD 20815

2004 MAY 11 10:35
Rodney L. Joyce
(202) 415-4094 (ph)
(301) 718-6371 (fax)
FINANCIAL OPERATIONS
CENTER
RJJoyce@comcast.net

April 2, 2004

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554



Re: Network Access Solutions Corp, Petition for Refund of Annual
Regulatory Fee for FY 2002, 2001, and 2000

Dear Ms. Dortch:

Network Access Solutions Corporation ("NAS"), a former wireline telecommunications carrier that filed for bankruptcy protection in mid-2002 and ceased providing telecommunications service altogether in January of the following year, hereby requests a refund of annual regulatory fees that it paid for FY 2002, FY 2001, and FY 2000. In support of this request, NAS states as follows:

1. NAS began providing telecommunications service in January 1999 using DSL technology and unbundled network elements obtained from incumbent local exchange carriers. Prior to that time, the company did not provide telecom service. Instead, it sold telecom products and engaged in telecom consulting. While NAS continued the product sales and consulting businesses for a period after it began providing telecom service, revenues from product sales and consulting declined rapidly as the company focused resources on its new telecom service business.

2. Unfortunately, notwithstanding numerous cost cutting moves NAS's revenues never came close to matching expenses after the company shifted its focus to the telecom service business in January 1999. Indeed, NAS's losses mounted each year, and on June 4, 2002 it filed for protection from creditors under Chapter 11 of the U.S. Bankruptcy Code. A copy of NAS's bankruptcy petition is attached as ATT. 1.

3. Although NAS sought to re-organize its operations after filing for bankruptcy protection in order to remain in business, those efforts failed. As a result, the company was

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Ms. Marlene H. Dortch, Secretary
April 2, 2004
Page 2

forced to sell all of its telecommunications assets.¹ In January 2003 NAS ceased providing telecommunications service altogether. At present, the company is in the process of settling claims of creditors under supervision of the bankruptcy court.

4. The Commission has held that it will waive the requirement to pay regulatory fees for a petitioner that demonstrates a "compelling case of financial hardship,"² and it has ruled that a compelling case of financial hardship exists when -- for the year in which the annual fee is due -- (i) the applicant was in bankruptcy³ or (ii) the applicant's expenses (excluding depreciation, amortization and payments to principals) exceeded revenues.⁴ Moreover, where the petitioner paid the fee even though it was experiencing financial hardship and is now in bankruptcy, the Commission also has held that the public interest justifies waiver (and thus a refund) since granting waiver in that situation helps protect innocent creditors of the bankrupt estate.⁵ NAS is entitled to a refund of the annual regulatory fees it paid for each of the three years at issue here under these standards as shown below.

5. NAS is entitled to a refund of its FY 2002 annual fee since the company filed for bankruptcy protection on June 4 of that year. NAS is entitled to a refund of its FY 2001 and FY 2000 annual fees since its expenses in each of those years (and in 1999 when it began providing

¹ See, e.g., *Domestic Section 214 App. Filed for Consent to Acquisition of Assets of Network Access Solutions by DSLnet*, Public Notice, DA 02-2791, rel. Oct. 22, 2002. This application was approved on November 22, 2002 pursuant to Section 63.03(b)(2)(i) of the Rules.

² *Implementation of Section 9 of the Comm. Act*, 9 FCC Rcd. 5333, 5346 (1994), recon. granted, 10 FCC Rcd. 12759 (1995).

³ See, e.g., *PC Landing Corp.*, Letter Order dated Aug. 27, 2003 (waiving petitioner's obligation to pay FY 2002 regulatory fee due to its bankruptcy filing in July 2002); *Ortiz Broadcasting Corp.*, Letter Order dated Nov. 7, 2002 (waiving petitioner's obligation to pay FY 2002 regulatory fee due to its bankruptcy filing in June 2002); *Runnels Broadcasting System, LLC*, Letter Order dated Aug. 28, 2003 (refunding previously paid fee upon petitioner's showing that it filed bankruptcy petition later in the year in which the fee had been paid).

⁴ See, e.g., *Fireweed Communications Corp.*, Letter Order dated Jan. 13, 2004 (granting waiver of requirement to pay fee because expenses (less depreciation, amortization and payments to principals) exceeded revenues in the year in which the fee was due); *GTC Telecom*, Letter Order dated Jan. 31, 2003 (refunding fee because expenses (less depreciation, amortization and payments to principals) exceeded revenues in the year in which the fee was due).

⁵ *The Beeper Company*, Letter Order dated Aug. 21, 2003.

Ms. Marlene H. Dortch, Secretary
April 2, 2004
Page 3

telecom service) -- excluding depreciation, amortization and payments to principals -- exceeded revenues by a significant amount, as the following table shows:

	2001	2000	1999
Total Revenues	\$32,972,000	\$30,617,000	\$17,439,000
Operating Expenses (less depreciation, amortization and cash payments to officers/ directors/shareholders)	\$106,761,000*	\$146,758,000 **	\$52,465,000***
Net Positive (Negative) Cash Flow (Row 1 minus Row 2)	(\$73,789,000)	(\$116,141,000)	(\$35,026,000)

* \$138,446,000 (operating exp.) minus \$30,312,000 (deprec./amortiz.) minus \$ 1,373,000 (cash comp. to officers/directors/shareholders).

** \$173,347,000 (operating exp.) minus \$24,676,000 (deprec./amortiz.) minus \$1,913,000 (cash comp. to officers/directors/shareholders).

*** \$58,870,000 (operating exp.) minus \$5,195,000 (deprec./amortiz.) minus \$1,210,000 (cash comp. to officers/directors/shareholders).

Revenue and expense data contained in this table, other than cash compensation to principals, comes directly from NAS's 2001 audited financial statements, which are attached as ATT. 2.⁶ Cash compensation paid to principals for 2001 comes from internal NAS records, whereas cash compensation to principals for 2000 and 1999 comes from the company's proxy statements for the 2001 and 2000 annual shareholders' meetings, relevant excerpts of which are attached as ATT. 3.

For the reasons set forth above, the Commission should refund the annual regulatory fee paid by NAS for FY 2002, FY 2001, and FT 2000

Respectfully submitted,


Rodney L. Joyce

Encs.

cc/ Andrew S. Fishel, Managing Director (w/ encs.)

⁶ See ATT. 2, p 4, "Network Access Solutions Corporation Statements of Operations and Other Comprehensive Loss" for years ended December 31, 2001, December 31, 2000 and December 31, 1999.

ATT. 1

United States Bankruptcy Court
District of Delaware

Name of Debtor - (If individual, enter Last, First, Middle): Network Access Solutions Corporation	Name of Joint Debtor (Spouse) (Last, First, Middle): None
All Other Names used by the Debtor in the last 5 years (include married, maiden, and trade names): Network Access Solutions, Inc. NAS NASC	All Other Names used by the Joint Debtor in the last 5 years (include married, maiden, and trade names):
Soc. Sec./Tax I.D. No. (if more than one, state all): 54-1738938	Soc. Sec./Tax I.D. No. (if more than one, state all):
Street Address of Debtor (No. & Street, City, State & Zip Code): 13650 Dulles Technology Drive Herndon, VA 20147	Street Address of Joint Debtor (No. & Street, City, State & Zip Code):
County of Residence or of the Principal Place of Business: Fairfax	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address):	Mailing Address of Joint Debtor (if different from street address):
Location of Principal Assets of Business Debtor: (if different from address listed above)	Attorney for Debtor: Bradford J. Sandler Adelman Lavine Gold and Levin, P.C. Wilmington Trust Bldg., 11th Floor 1100 North Market Street Wilmington, DE 19801

Information Regarding the Debtor (Check the Applicable Boxes)

Venue (Check any applicable box) <input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.	
Type of Debtor (Check all boxes that apply) <input type="checkbox"/> Individual(s) <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Other <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker	Chapter or Section of Bankruptcy Code Under Which the Petition is Filed (Check one box) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input type="checkbox"/> Sec. 304 - Case Ancillary to Foreign Proceeding <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13
Nature of Debt (Check one box) <input type="checkbox"/> Consumer/Non-Business <input checked="" type="checkbox"/> Business	Filing Fee (Check one box) <input checked="" type="checkbox"/> Full filing fee attached <input type="checkbox"/> Filing fee to be paid in installments. (Applicable to individuals only.) Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form No. 3.
Chapter 11 Small Business (Check all boxes that apply) <input type="checkbox"/> Debtor is a small business as defined in 11 U.S.C. § 101. <input type="checkbox"/> Debtor is and elects to be considered a small business under 11 U.S.C. § 1121(e). (Optional)	

THIS SPACE FOR COURT USE ONLY

Statistical/Administrative Information (Estimates only)

- ☒ Debtor estimates that funds will be available for distribution to unsecured creditors.
☐ Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.

Estimated Number of Creditors	1-15	16-49	50-99	100-199	200-999	1000-over	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Estimated Assets	\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10,000,001 to \$50 million	\$50,000,001 to \$100 million	More than \$100 million
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Estimated Debts	\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10,000,001 to \$50 million	\$50,000,001 to \$100 million	More than \$100 million
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Voluntary Petition

(This page must be completed and filed in every case.)

Prior Bankruptcy Case Filed Within Last 8 Years (If more than one, attach additional sheets)	
Location Where Filed: None	Case Number
Date Filed	
Pending Bankruptcy Case Filed By Any Spouse, Partner, Or Affiliate Of This Debtor (If more than one, attach additional sheets)	
Name of Debtor: NASOP, Inc.	Case Number: 02-
Date Filed	

District: District of Delaware	Relationship: Affiliate	Judge
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Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

(If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7, I am aware that I may proceed under chapter 7, 11, 12 and 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X _____
Signature of Debtor

X _____
Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney

X Bradford J. Sandler
Signature of Attorney for Debtor(s)

Printed Name of Attorney for Debtor(s)

Adelman Lavine Gold and Levin, P.C.

Firm Name

1900 Two Penn Center Plaza

Philadelphia, PA 19102

Address

(215) 568-7515

(215) 557-7822

Telephone Number

Fax Number

6/4/02

Date

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X John Aust
Signature of Authorized Individual

Printed Name of Authorized Individual

CEO

Title of Authorized Individual

6/4/02

Date

Name of Debtor(s):

Network Access Solutions Corporation

Case Number

Date Filed

Case Number

Date Filed

Relationship

Judge

SIGNATURES**Exhibit A**

(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)

☒ Exhibit A is attached and made a part of this petition.**Exhibit B**

(To be completed if debtor is an individual whose debts are primarily consumer debts)

I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that (he or she) may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter.

X _____
Signature of Attorney for Debtor(s) Date

Exhibit C

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

☐ Yes, and Exhibit C is attached and made part of this petition.☒ No**Signature of Non-Attorney Petition Preparer**

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

Printed or Typed Name of Bankruptcy Petition Preparer

Social Security Number

Address

Telephone Number

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document:

If more than one person prepared this document, attach additional signed sheets conforming to the appropriate official form for each person.

X _____
Signature of Bankruptcy Petition Preparer

Date

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. § 110; 18 U.S.C. § 156.

United States Bankruptcy Court
District of Delaware

Network Access Solutions Corporation

Case No. _____
(If known)

Debtor

Chapter **11**

In re:

Exhibit "A" to Voluntary Petition

1. If any of debtor's securities are registered under section 12 of the Securities and Exchange Act of 1934, the SEC file number is 000-25945

2. The following financial data is the latest available information and refers to debtor's condition on 31-Mar-2002

- a. Total assets \$58,221,000.00
- b. Total debts (including debts listed in 2.c., below) \$84,946,000.00
- c. Debt securities held by more than 500 holders.

			Amount	Approximate Number of holders
Secured <input type="checkbox"/>	Unsecured <input type="checkbox"/>	Subordinated <input type="checkbox"/>	_____	_____
Secured <input type="checkbox"/>	Unsecured <input type="checkbox"/>	Subordinated <input type="checkbox"/>	_____	_____
Secured <input type="checkbox"/>	Unsecured <input type="checkbox"/>	Subordinated <input type="checkbox"/>	_____	_____
Secured <input type="checkbox"/>	Unsecured <input type="checkbox"/>	Subordinated <input type="checkbox"/>	_____	_____
Secured <input type="checkbox"/>	Unsecured <input type="checkbox"/>	Subordinated <input type="checkbox"/>	_____	_____
Secured <input type="checkbox"/>	Unsecured <input type="checkbox"/>	Subordinated <input type="checkbox"/>	_____	_____
Secured <input type="checkbox"/>	Unsecured <input type="checkbox"/>	Subordinated <input type="checkbox"/>	_____	_____

- d. Number of shares of preferred stock 750000 2
- e. Number of shares of common stock 62249977 6600
- f. Comments, if any:

The financial data herein shall not constitute an admission of liability by the Debtor. The Debtor reserves all rights to assert that any debt or claim listed herein as liquidated or fixed is in fact a disputed claim or debt. The Debtor also reserves all rights to challenge the priority, nature, amount or status of any claim or debt.

3. Brief description of debtor's business:

We are a provider of broadband network solutions and internet service to business customers. We provide our data communications services using a variety of high-speed access methods and market those services directly through our own sales force and through wholesale partners.

4. List the name of any person who directly or indirectly owns, controls, or holds, with power to vote, 5% or more of the voting securities of debtor:

Spectrum Equity
Jon Aust
FBR Technology
SBC Communication

**SECRETARY'S CERTIFICATE OF RESOLUTIONS OF THE BOARD OF
DIRECTORS OF NETWORK ACCESS SOLUTIONS CORPORATION**

I, William R. Smedberg, the undersigned Secretary of Network Access Solutions Corporation (the "Corporation"), a Delaware corporation, do hereby certify that, on May 22, 2002, the following resolutions were duly adopted and approved by the Board of Directors of the Corporation and recorded in the minute book of the Corporation, and they have not been modified or rescinded and are still in full force and effect on the date hereof:

RESOLVED, that in the judgment of the Board of Directors of the Corporation, it is desirable and in the best interests of the Corporation, its creditors and employees and other interested parties to file a voluntary petition for relief under the provisions of chapter 11 of title 11, United States Code (the "Bankruptcy Code") in the United States Bankruptcy Court for the District of Delaware; and it is

FURTHER RESOLVED, that the Chairman of the Board, the President, or the Vice President of the Corporation are hereby authorized and empowered to execute on behalf of, and in the name of, the Corporation a voluntary petition for relief under chapter 11 of the Bankruptcy Code and to cause the same to be filed in the United States Bankruptcy Court for the District of Delaware, and any affidavits, forms, schedules, lists, applications or any other pleadings or documents which are necessary or appropriate to file the voluntary petition; and it is

FURTHER RESOLVED, that the appropriate officers of the Corporation be, and they hereby are, authorized and empowered to execute on behalf of, and in the name of, the Corporation any and all plans of reorganization under chapter 11 of the Bankruptcy Code, including any and all modifications, supplements, and amendments thereto, and to cause the same to be filed in the United States Bankruptcy Court for the District of Delaware at such time as said authorized officer executing the same shall determine; and it is

FURTHER RESOLVED, that in connection with the commencement of the chapter 11 case by the Corporation, the appropriate officers of the Corporation be and hereby are, authorized and empowered on behalf of, and in the name of, the Corporation to execute and file all first-day pleadings and related documents on such terms and conditions as such officer or officers executing the same may consider necessary, proper or desirable, such determination to be conclusively evidenced by such execution or the taking of such action, and to consummate the transactions

contemplated by such agreements or instruments on behalf of the Corporation; and it is

FURTHER RESOLVED, that the law firm of Adelman Lavine Gold and Levin, A Professional Corporation, is hereby employed as reorganization counsel for the Corporation upon such terms and conditions as the officers shall approve, to render legal services to, and to represent, the Corporation in connection with the chapter 11 case, subject to Bankruptcy Court approval; and it is

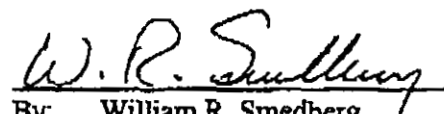
FURTHER RESOLVED, that the appropriate officers of the Corporation are hereby authorized to employ and retain on behalf of the Corporation such other professionals as they deem necessary or appropriate upon such terms and conditions as the officers shall approve, to provide services to the Corporation as may be requested by the officers of the Corporation in connection with the chapter 11 case and with respect to other related matters, with a view to the successful prosecution of such case; and it is

FURTHER RESOLVED, that the appropriate officers of the Corporation are authorized and empowered to prepare and file with the Securities and Exchange Commission such documents and instruments as may be necessary or desirable in connection with the chapter 11 case; and it is

FURTHER RESOLVED, that the appropriate officers of the Corporation are authorized and directed to take any and all further action and to execute and deliver in the name of and on behalf of the Corporation any and all such other and further instruments and documents and to pay all such expenses (subject to Bankruptcy Court approval), where necessary or appropriate in order to carry out fully the intent and accomplish the purposes of the resolutions adopted herein; and it is

FURTHER RESOLVED, that all acts lawfully done or actions lawfully taken by officers or directors of the Corporation to file the voluntary petition for relief under chapter 11 of the Bankruptcy Code or in any other connection with the chapter 11 case of the Corporation, or any matter related thereto, or by virtue of these resolutions be, and hereby are, in all respects ratified, confirmed and approved.

IN WITNESS THEREOF, I hereunto set my hand this 30th day of May, 2002.


By: William R. Smedberg
Title: Secretary

In re: Network Access Solutions Corporation

Case No.

Chapter 11

Debtor

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim (if secured also state value of security)
SBC Telecom, Inc. General Counsel 5800 Northwest Parkway, Ste 125 San Antonio, TX 78249			Disputed	\$15,744,895.00
Verizon Attn: Jeannine Kirkman 125 High Street, Room 665 Boston, MA 02110			Disputed	\$10,798,512.15
QWest Attn: Tamara Sutherland 250 Bell Plaza, Room 609 Salt Lake City, UT 84111			Disputed	\$4,557,306.19
Lucent Technologies Attn: Accts. Receivable PO Box 200955 Dallas, TX 75320-0955			Disputed	\$3,085,836.43
Metasolv Glenn Etherington 5560 Lemayson Parkway Plano, TX 75024				\$725,413.00
SNET PO Box 1861 New Haven, CT 06508-0901			Disputed	\$716,518.43
MCI Worldcom Communications Attn: Adam Metzler 6929 Lakewood Ave MD 12-1085 Tulsa, OK 74117			Disputed	\$584,880.29

In re: Network Access Solutions Corporation

Case No.

Chapter 11

Debtor

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

Name of creditor and complete address including zip code	Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	Nature of claim (trade debt, bank loan, government contract, etc.)	Indicate if claim is contingent, unliquidated, disputed, or subject to setoff	Amount of claim (if secured also state value of security)
Verizon Northwest, Inc. PO Box 101687 Atlanta, GA 30392-1687			Disputed	\$140,607.60
Clarity, Inc 1390 Timberlake Manor Parkway Chesterfield, MO 63017				\$133,948.00
Shaw Pittman 1650 Tysons Blvd. McLean, VA 22102				\$122,297.39
Comstar Attn: Ed Grzelakowski 14850 Conference Center Dr., Ste. 2000 Chantilly, VA 20151				\$97,077.09
Southwestern Bell Internet Svs. Attn: Dept. 3N 122 PO Box 940972 Plano, TX 75094-0972				\$96,280.61
Verizon Logistics 7805 Lois Ct. Adamstown, MD 21710-9201			Disputed	\$80,929.08

0 continuation sheet(s) attached

Date 6/3/02

Debtor /s/ Jon Aust
CEO

United States Bankruptcy Court
District of Delaware



Name of Debtor - (If Individual, enter Last, First, Middle): NASOP, Inc.	Name of Joint Debtor (Spouse) (Last, First, Middle): None
All Other Names used by the Debtor in the last 6 years (include married, maiden, and trade names): None	All Other Names used by the Joint Debtor in the last 6 years (include married, maiden, and trade names):
Soc. Sec./Tax I.D. No. (if more than one, state all): 54-2060787	Soc. Sec./Tax I.D. No. (if more than one, state all):
Street Address of Debtor (No. & Street, City, State & Zip Code): 13650 Dulles Technology Drive Herndon, VA 20147	Street Address of Joint Debtor (No. & Street, City, State & Zip Code):
County of Residence or of the Principal Place of Business: Fairfax	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address):	Mailing Address of Joint Debtor (if different from street address):
Location of Principal Assets of Business Debtor (if different from address listed above):	Attorney for Debtor: Bradford J. Sandler Adelman Lavine Gold and Levin, P.C. Wilmington Trust Bldg., 11th Floor 1100 North Market Street Wilmington, DE 19801

Information Regarding the Debtor (Check the Applicable Boxes)

Venue (Check any applicable box) <input type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in the District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input checked="" type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.	
Type of Debtor (Check all boxes that apply) <input type="checkbox"/> Individual(s) <input type="checkbox"/> Railroad <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Stockbroker <input type="checkbox"/> Partnership <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Other	Chapter or Section of Bankruptcy Code Under Which the Petition is Filed (Check one box) <input type="checkbox"/> Chapter 7 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 13 <input type="checkbox"/> Chapter 9 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Sec. 304 - Case Ancillary to Foreign Proceeding
Nature of Debt (Check one box) <input type="checkbox"/> Consumer/Non-Business <input checked="" type="checkbox"/> Business Chapter 11 Small Business (Check all boxes that apply) <input type="checkbox"/> Debtor is a small business as defined in 11 U.S.C. § 101. <input type="checkbox"/> Debtor is and elects to be considered a small business under 11 U.S.C. § 1121(a). (Optional)	Filing Fee (Check one box) <input checked="" type="checkbox"/> Full filing fee attached <input type="checkbox"/> Filing fee to be paid in installments. (Applicable to individuals only.) Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(p). See Official Form No. 3.

Statistical/Administrative Information (Estimates only) <input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.							
Estimated Number of Creditors	1-15	16-49	50-99	100-199	200-999	1000-over	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Estimated Assets	\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10,000,001	\$10,000,001 to \$50,000,001	More than \$100 million
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Estimated Debts	\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10,000,001	\$10,000,001 to \$50,000,001	More than \$100 million
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

THIS SPACE FOR COURT USE ONLY

Voluntary Petition

(This page must be completed and filed in every case)

Name of Debtor(s)

NASOP, Inc.

Prior Bankruptcy Case Filed Within Last 6 Years (if more than one, attach additional sheets)

Location

Where Filed

DONE

Case Number

Date Filed

Pending Bankruptcy Case Filed By Any Spouse, Partner Or Affiliate Of This Debtor (if more than one, attach additional sheet)

Name of Debtor

Case Number

Date Filed

Network Access Solutions Corporation

District

Relationship

Judge

District of Delaware

Affiliate

SIGNATURES

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

(If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7) I am aware that I may proceed under chapter 7, 11, 12 and 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (if not represented by attorney)

Date

Signature of Attorney

Signature of Attorney for Debtor(s)

Bradford J. Sandler

Printed Name of Attorney for Debtor(s)

Adelman Lavine Gold and Levin, P.C.

Firm Name

1900 Two Penn Center Plaza

Philadelphia, PA 19102

Address

(215) 568-7515

Telephone Number

(215) 557-7922

Fax Number

6/4/02

Date

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

6/4/02

Date

Exhibit A

(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)

☒ Exhibit A is attached and made a part of this petition.

Exhibit B

(To be completed if debtor is an individual whose debts are primarily consumer debts) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that (he or she) may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter.

X

Signature of Attorney for Debtor(s)

Date

Exhibit C

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

☐ Yes, and Exhibit C is attached and made part of this petition.

☒ No

Signature of Non-Attorney Petition Preparer

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

Printed or Typed Name of Bankruptcy Petition Preparer

Social Security Number

Address

Telephone Number

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document:

If more than one person prepared this document, attach additional signed sheets conforming to the appropriate official form for each person.

X

Signature of Bankruptcy Petition Preparer

Date

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. § 110, 18 U.S.C. § 156

United States Bankruptcy Court
District of Delaware

Debtor

Chapter 11 _____

Exhibit "A" to Voluntary Petition

- c. Debt securities held by more than 500 holders.**

\$12,465,000.00

**Approximate Number
of holders**

- f. Comments, if any:**

Network Access Solutions Corporation



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Fee Control Number	Payer Name	Payment Amount	Overage Amount	Remittance ID	Payment Type	Date Received	CD Number	Elect. Audit Code
<u>0009258835599009</u>	<u>NETWORK ACCESS SOLUTIONS</u>	\$304.00	\$0.00	47484	CHECK	09/19/2000	560054	
<u>0109248835388003</u>	<u>NETWORK ACCESS SOLUTIONS</u>	\$4,223.00	\$0.00	23542	CHECK	09/24/2001		

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FCN: 0009258835599009

Seq No	Applicant Name	Qty	Pmt Code	Pmt Amount	Trans Code	Call Sign	Fcc Code 1	Fcc Code 2
1	<u>NETWORK ACCESS SOLUTIONS</u>	1	00MS	\$304.00	PMT			



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Washington Collections Applicant Data

FCN: 0109248835388003

Seq No	Applicant Name	Qty	Pmt Code	Pmt Amount	Trans Code	Call Sign	Fcc Code 1	Fcc Code 2
1	<u>NETWORK ACCESS SOLUTIONS</u>	3199951	0172	\$4,223.00	PMT	820286	319995100	0

interoffice memo

Date: July 13, 2004
To: Office of General Counsel
From: Tom Putnam 
RE: Network Access Solutions Corp

A search was conducted in the Commission's payment records to determine the regulatory fees paid by Network Access Solutions Corp for FY 2000, 2001 & 2002.

Only records of FY 2001 & 2000 could be located.

Fee Control number (FCN) 0009258835599009 is FY 2000 \$ 304.00
FCN 0109248835388003 \$ 4,223.00 is FY 2001.

There are no payment records available from the company as they are no longer in business and are in bankruptcy court (according to Rodney L Joyce)

Please let me know if I can be of further assistance.